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- 1) Transmittal for Response;
- 2) Response – 5 pages
- 3) Notice of Appeal – Original + 1
- 4)
- 5)

Number of Pages Including this Page: 9

Inventor(s): M.L. Vatter et al.
 S.N.: 09/902,321
 Filed: May 8, 2001
 Case: 8160

Comments:

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Kenya T. Fijore
Name of Attorney
Registration No.
Signature of Attorney

50,165

IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT

Case Docket No. 8160

Box AF
ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

Dear Sir:

Transmitted herewith is an AMENDMENT for the patent application:

Inventor(s): M.L. VATTER ET AL. Confirmation No. 8449

Serial No.: 09/902,321 Group Art Unit: 1619

Date Filed: May 8, 2001 Examiner: A. Berman

Title: COSMETIC COMPOSITIONS

1. No additional fee is known to be required.
2. The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*	RATE	FEES
TOTAL	* 14	MINUS	** 14	= 0	x \$18 =	\$0.00
INDEP.	* 2	MINUS	*** 2	= 0	x \$84 =	\$0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$280 =	\$0.00
					TOTAL	\$0.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated November 20, 2003 in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$ for a -month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. Any patent application processing fees under 37 CFR §1.16.
 - b. Any patent application processing fees under 37 CFR §1.17.

5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.

[Signature]
Kenya T. Fijore
Attorney for Applicants
Registration No. 50,165
Tel. No. (513) 626-4055

Date: February 18, 2003

Customer No. 27752

(last revised 7/1/03)

APPEALS
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on February 18, 2003.

Karen T. Piercy 50167
Name of Attorney Registration No.
[Signature]
Signature of Attorney

P&G Case 8160

#12
KAO
2-27-03**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of :
M. L. VATTER ET AL. : Confirmation No.: 8449
 Serial No.: 09/902,321 : Group Art Unit: 1619
 Filed: May 8, 2001 : Examiner: A Berman
 For: COSMETIC COMPOSITIONS :

RESPONSE PURSUANT TO 37 CFR §1.114

Box AF
 Assistant Commissioner for Patents
 Washington, D.C. 20231

Dear Sir:

This is responsive to the Final Office Action mailed on November 20, 2002, which set a three-month period for response. A Notice of Appeal is being submitted herewith. Please consider the following remarks.

REMARKS

Claims 1-14 stand rejected and remain pending in the present application. No new matter has been added.

INVENTION SYNOPSIS

The present invention relates to a stable multiphase emulsion composition, comprising:

- A.) a continuous phase, comprising:
 - i.) an emulsifying crosslinked siloxane elastomer; and
 - ii.) a solvent for the emulsifying crosslinked siloxane elastomer;
- B.) at least one discontinuous phase, comprising:
 - i.) solid particles

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